

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

HM & FW Department – Dr.M.Penchalaiah, Addl. DM&HO, Chittoor District while working as DM&HO, Chittoor District (FAC) – Certain allegation of appointing V.Ganesh as District Accounts Officer under NHM, Chittoor District without following due procedure i.e. issuing press notification to fill up the post of DAO - Departmental Proceedings under rule 20 of Andhra Pradesh Civil Services (Classification, Control & Appeal) Rules, 1991 - Articles of charge – Orders - Issued.

HEALTH, MEDICAL AND FAMILY WELFARE (VC.II.2) DEPARTMENT

G.O.Rt.No. 149.

Dated:04.03.2022.

Read the following:-

From the Director of Public & Family Welfare Rc.No.038/VC.II.A/2021,
dt.01.02.2022.

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ORDER:

It is proposed to hold an enquiry against Dr.M.Penchalaiah, Addl. DM&HO, Chittoor District while working as DM&HO, Chittoor District (FAC) in accordance with the procedure laid down under Rule 20 of the Andhra Pradesh Civil Services (Classification, Control & Appeal) Rules, 1991.

2. The substance of the imputation of misconduct or misbehavior in respect of which the inquiry is proposed to be held is set out in the enclosed statement of article of charges (Annexure-I). A list of documents by which and list of witness by whom the article of charges are proposed to be sustained are also enclosed in (Annexure-II, III & IV).

3. Dr.M.Penchalaiah, Addl. DM&HO, Chittoor District while working as DM&HO, Chittoor District (FAC) is directed to submit his written statement of defence within (15) days of the receipt of this order. Dr.M.Penchalaiah, Addl. DM&HO, Chittoor District while working as DM&HO, Chittoor District (FAC) is informed that an inquiry will be held only in respect of the article of charges as is not admitted. He should, therefore, specifically admit or deny the article of charge.

4. Dr.M.Penchalaiah, Addl. DM&HO, Chittoor District while working as DM&HO, Chittoor District (FAC) is further informed that if he does not submit his written statement of defence on or before the date specified in Para-3 above, further action will be processed based on the material available.

5. The attention of Dr.M.Penchalaiah, Addl. DM&HO, Chittoor District while working as DM&HO, Chittoor District (FAC) is invited to rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964 under which no Government servant shall bring any political or outside influence to bear upon any superior authority to further his interest in respect of matters pertaining to his service under the Government. If any representation is received on his behalf from another person in respect of any matter dealt within these proceedings. It will be presumed that he is aware of such representation and that it has been made at his instance and action will be taken against him for violation of Rule 24 of Andhra Pradesh Civil Services (Conduct) Rules, 1964.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

MUDDADA RAVI CHANDRA
PRINCIPAL SECRETARY TO GOVERNMENT

To

Dr.M.Penchalaiah, Addl. DM&HO, Chittoor District while working as DM&HO,
Chittoor District (FAC) **through** the Director of Public Health & Family
Welfare, AP, Vijayawada.

(2 copies for service and return).

The Director of Public Health & Family Welfare, AP, Vijayawada.

SF/SC

// FORWARDED :: BY ORDER //

SECTION OFFICER

ANNEXURE -III

LIST OF DOCUMENTS BY WHICH THE ARTICLE OF CHARGES FRAMED AGAINST DR.M.PENCHALAIAH, THE THEN DISTRICT MEDICAL & HEALTH OFFICER, CHITTOOR DISTRICT (FAC) AND PRESENTLY WORKING AS ADDL. DM&HO, CHITTOOR DISTRICT

1. Application of Sri V. Chandra Sekar, Kasirala, Yadamarri, Chittoor, Dt: 25.06.2021 through mail.
2. Rc.No.424/DPMU-NHM/AO Recr./2020 Dated:06.05.2020 of the DM&HO, Chittoor District
3. Rc.No.424/DPMU, NHM/A.O. Rect.,/2020 Dt. 21.09.2021 from the DM&HO, Chittoor District.

**MUDDADA RAVI CHANDRA
PRINCIPAL SECRETARY TO GOVERNMENT**

SECTION OFFICER

ANNEXURE -IV

LIST OF WITNESSES BY WHOM THE ARTICLE OF CHARGES FRAMED AGAINST DR.M.PENCHALAIAH, THE THEN DISTRICT MEDICAL & HEALTH OFFICER, CHITTOOR DISTRICT (FAC) AND PRESENTLY WORKING AS ADDL. DM&HO, CHITTOOR DISTRICT

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Nil.

**MUDDADA RAVI CHANDRA
PRINCIPAL SECRETARY TO GOVERNMENT**

SECTION OFFICER

ANNEXURE -1

ARTICLE OF CHARGES FRAMED AGAINST DR.M.PENCHALAIAH, THE THEN DISTRICT MEDICAL & HEALTH OFFICER, CHITTOOR DISTRICT (FAC) AND PRESENTLY WORKING AS ADDL. DM&HO, CHITTOOR DISTRICT.

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ARTICLE-1

That Dr.M.Penchalaiah, Addl. DM&HO, Chittoor District while working as DM&HO, Chittoor District (FAC), has appointed V.Ganesh as District Accounts Officer under NHM, Chittoor District without following due procedure i.e. issuing press notification to fill up the post of DAO available in NHM O/O DM&HO, Chittoor and not adhered to the instructions of the Mission Director NHM, AP as per Rc.No.005/PO-NRHM/2011/2, Dt: 27.12.2019.

Thereby he failed to maintain absolute integrity, discipline and devotion to duty and exhibited behavior unbecoming of a Government Servant and violated Rule-3 of APCS (Conduct) Rules, 1964.

**MUDDADA RAVI CHANDRA
PRINCIPAL SECRETARY TO GOVERNMENT**

SECTION OFFICER

ANNEXURE-II

STATEMENT OF IMPUTATIONS OF MISCONDUCT AND MISBEHAVIOUR IN SUPPORT OF ARTICLE OF CHARGES FRAMED AGAINST DR.M.PENCHALAIAH, THE THEN DISTRICT MEDICAL & HEALTH OFFICER, CHITTOOR DISTRICT (FAC) AND PRESENTLY WORKING AS ADDL. DM&HO, CHITTOOR DISTRICT.

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It has been brought to the notice of the undersigned that Sri V.Ganesh was appointed as DAO under NHM, Chittoor District without following due procedure i.e. issuing press notification to fill up the post of DAO available in NHM O/o DM&HO, Chittoor and adhering to the instructions of the Mission Director NHM, AP in Rc.No.005/PO-NRHM/2011/2, Dt: 27.12.2019. Accordingly a memo was issued to the District Medical & Health Officer, Chittoor, with instructions to initiate action against the persons who issued appointment orders to Mr. V. Ganesh as District Accounts Officer without notification and calling applications as per guidelines issued and to cancel the appointment duly following the procedure. Accordingly the DM&HO Chittoor cancelled the appointment of Sri.V.Ganesh, as DAO, NHM, Chittoor District, but initiation of action against the person who issued appointment orders, was still pending with the DM&HO up on which a Show Cause Notice was issued to the DM&HO, Chittoor District.

Further, as per the report submitted by the DM&HO, Chittoor District, it was identified that the matter was dealt/ Processed by Dr.M.Penchalaiah; the then DM&HO (FAC), Chittoor District, presently, Addl. DM&HO, Chittoor District, Dr. G.D.Saravana Srinivas, the then DPMO, NHM and presently CAS, PHC, Kanipakam, Chittoor District and Smt Sunita Purushotham, the then Administrative Officer, O/o DM&HO, Chittoor District, presently working as AD at ACSR Medical College, Nellore and that neither the valid mandatory orders nor any instructions were obtained from the CH&FW & MD, NHM, AP, Vijayawada to allow Sri.V.Ganesh for duties.

Thus, he is liable for disciplinary action.

**MUDDADA RAVI CHANDRA
PRINCIPAL SECRETARY TO GOVERNMENT**

SECTION OFFICER